

SURROGATE'S COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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In the Matter of the Application of ORLY  
GENGER, as a person interested, for the  
removal of DALIA GENGER as Trustee of the  
ORLY GENGER 1993 Trust Pursuant to  
SCPA § 711 (11)

**REPLY AFFIDAVIT**

**FILE NO.: 0017/2008**

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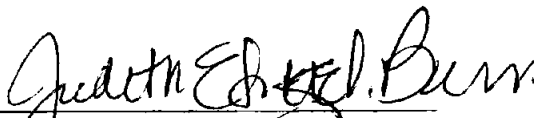
STATE OF NEW YORK     )  
                                  )ss.:  
COUNTY OF NEW YORK    )

JUDITH E. SIEGEL-BAUM being duly sworn, deposes and says:

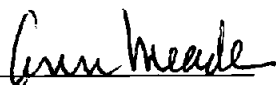
1.     I am a partner in the law firm of Cozen O' Connor, counsel for Petitioner, Orly Genger and am familiar with all of the facts recited herein.. I submit this Affidavit in response to Respondent's counsel's request for 45 days from date of service of Notice of Entry of the Court's Order to serve answering papers or respond to the pending motion for leave to file a Second Amended Petition.

2.     Considering that the Second Amended Petition is at least 90% the same as the prior Petition, the request for an additional 45 days seems onerous. Respondent's counsel whether filing an answer or motion to dismiss basically has papers drafted. I am willing to consent to an additional 10 days, i.e., 30 days for responsive papers to be served from the date of the Notice of Entry of the Order, which is 10 days more than provided by statute.

WHEREFORE, it is respectfully requested that the Court grant Petitioner's Motion for Leave to File a Second Amended Petition and that Respondent not be granted 45 days to serve his answer or responsive papers after Notice of Entry of the Order on the pending Motion, and for such other relief as the Court deems proper.

  
\_\_\_\_\_  
Judith E. Siegel-Baum  
Attorneys for Petitioner  
277 Park Avenue  
New York, New York 10172  
(212) 883-4902

Sworn to before me this  
30<sup>th</sup> day of September, 2010.

  
\_\_\_\_\_  
Notary Public

ANN MEADE  
Notary Public, State of New York  
No. 01ME4783921  
Qualified in Nassau County  
Certificate Filed in New York County  
Commission Expires Sept. 30, 2013 7/13

File No. 0017

Year 2008

SURROGATE'S COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

In the Matter of the Application of ORLY GENDER, as a person  
interested, for the removal of DALIA GENDER as Trustee of the  
ORLY GENDER 1993 Trust Pursuant to SCPA § 711 (11)

**REPLY AFFIDAVIT**

**COZEN O'CONNOR**

*Attorneys for Petitioner*

*Office and Post Office Address, Telephone*

**277 Park Avenue**

**NEW YORK, N.Y. 10172**

**(212) 883-4900**

Signature (Rule 130-1.1-a)

Service of a copy of the within

is hereby admitted,

Dated,

Attorney(s) for

Please take notice

☐ **Notice of Entry**

that the within is a (*certified*) true copy of a  
duly entered in the office of the clerk of the within named court on

☐ **Notice of Settlement**

that an order  
settlement to the HON.  
of the within named court, at  
on at

of which the within is a true copy will be presented for  
one of the judges

Dated,

To

*Copy Received  
Hud  
Oct 1, 2010*

Yours, etc.

**COZEN O'CONNOR**

*Attorneys for Petitioner*

*Office and Post Office Address*

**277 Park Avenue**

**NEW YORK, N.Y. 10172**